UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF NEW YORK

KYLE YORK,

Plaintiff,

-against-

NOTICE OF DISMISSAL Case No.: 05-CV-0992 (GLS/DHR)

INCHORD COMMUNICATIONS, INC., PALIO COMMUNICATIONS, and CREATIVE HEALTHCARE SOLUTIONS, LLC,

Defendants.

The Plaintiff, Kyle York by and through his attorneys, THE TOWNE LAW OFFICES, P.C., withdraws the Complaint, filed on August 5, 2005, against the abovenamed Defendants pursuant to Fed. R. Civ. P. 41(a)(1)(i) in this matter without prejudice.

Dated: November 28, 2005

THE TOWNE LAW OFFICES, P.C.

By: _/s/ John Hoke

> John J. Hoke Bar Roll No.: 512499 Attorneys for Plaintiff 421 New Karner Road Albany, New York 12205

Tel.: (518) 452-1800

SO ORDERED: